

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

**AN ORDINANCE TO AMEND ORDINANCE 07-O-1330 TO
EXTEND THE DATE BY WHICH THE ABANDONMENT
APPLICANT SHALL HAVE TO RESOLVE CERTAIN ISSUES
REGARDING A QUIET TITLE ACTION; AND FOR OTHER
PURPOSES.**

WHEREAS, Ordinance 07-O-1330, adopted by the City Council on November 19, 2007 and approved by the Mayor on November 27, 2007, abandoned James P. Brawley Drive, S.W., between Parson Street and Beckwith, lying in Land Lot 109, 14th District, Fulton County, Georgia, to WL Holdings, also known as Robert W. Woodruff Library- Atlanta University Center ("Applicant"); and

WHEREAS, Section 10 of 07-O-1330 conditioned the issuance of a quit claim deed on the Applicant's ability to resolve certain elements of a Quiet Title action determining ownership of the parcel known as 108 James P. Brawley Drive, S.W.; and

WHEREAS, the City gave the Applicant one (1) year from the date of the passage of said ordinance to secure the consent of the owner of 108 James P. Brawley Drive, or the abandoned property would automatically revert back to the City; and

WHEREAS, on May 16, 2008 a Final Order adjudicating the Quiet Title action was issued by the Superior Court of Fulton County in favor of the Applicant and that Order was subsequently appealed to the Supreme Court of the State of Georgia on May 22, 2008; and

WHEREAS, the Applicant has requested that Ordinance 07-O-1330 be amended to add additional time to allow the appeals process to reach resolution.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY
ORDAINS, as follows:**

SECTION 1: That Section 8 of Ordinance 07-O-1330 be amended to change the date by which the applicant has to secure the owner's consent, or to otherwise fully resolve the Quiet Title action, from November 27, 2008 to December 31, 2010.

SECTION 2: That all the remaining sections of Ordinance 07-O-1330 remain in full force and effect.

SECTION 3: That all code sections, ordinance and part of code sections and ordinances in conflict with this ordinance are hereby waived to the extent of the conflict for the purposes of this ordinance and this ordinance only.